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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,

13 v.

14 MANUEL RAFAEL,
15 Defendant.
16

)
) No. CR 05-0352-DLJ (WDB)

)
) STIPULATION AND ORDER TO
) ELIMINATE CURFEW CONDITION
)
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)
)
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17 Defendant Manuel Rafael has been sentenced and is scheduled to surrender to the Bureau of
18 Prisons on March 13, 2006, for service of his sentence. In the meantime, he remains under
19 pretrial supervision in the Northern District of California. As a condition of his release, since
20 June 27, 2005, Mr. Rafael has been subject to a curfew that requires him to be home by 10:00
21 p.m. each night. The curfew is monitored by means of late-night telephone calls made to Mr.
22 Rafael' s residence.

23 The parties stipulate and agree that, at this time, the release condition imposing a curfew
24 should be vacated so that the late-night telephone calls will cease. The Pretrial Services Agency
25 has been contacted and has no objection to eliminating the curfew requirement from Mr. Rafael' s
26

1 conditions of pretrial release. All other terms and conditions of release will remain in effect.

2 SO STIPULATED.

3 Dated: February 1, 2006 /S/

4 _____
MERRY JEAN CHAN
Assistant United States Attorney

6 SO STIPULATED.

7 Dated: February 1, 2006 /S/

8 _____
HILARY A. FOX
Attorney for Defendant RAFAEL

11 SIGNATURE ATTESTATION

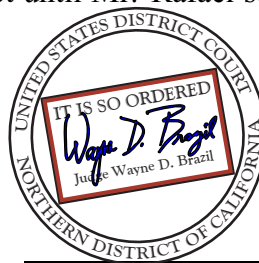
12 _____I hereby attest that I have on file all holograph signatures indicated by a "conformed"
13 signature ("/S/") within this efiled document.

17 ORDER

18 Good cause appearing therefore, and pursuant to the stipulation of the parties, it is the
19 ORDER of this Court that defendant Manuel Rafael's conditions of release are modified to the
20 extent that the release condition imposing a curfew is hereby eliminated. All other terms and
21 conditions of release will remain in effect until Mr. Rafael surrenders for service of his sentence
22 on or about March 13, 2006.

23 IT IS SO ORDERED.

24 Dated: February 1, 2006



25 _____
WAYNE D. BRAZIL
United States Magistrate Judge